

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF WISCONSIN
HON. Lynn Adelman, presiding

SENTENCING MINUTES

DATE: 12/17/09
CASE NO.: 06 CR 26
UNITED STATES v. Demetrius Rodgers

Dep. Clerk: J Deitrich
Ct. Repr.: Michelle
Time Called: 10:32
Time Concluded: 11:05

United States By: Dan Sanders
Probation Officer: Sim Featherston
Interpreter: _____ ☐ Sworn

Deft. D. Rodgers in person, and by Attorney Tom Harris

Custody of Bureau of Prisons

27 months on Count(s) _____
_____ months on Count(s) _____

to run concurrently/consecutively
for a total of _____ months

Supervised Release/Probation

3 years on Count(s) _____
_____ years on Count(s) _____

to run concurrently/consecutively
for a total of _____ years

Court's recommendation to Bureau of Prisons: _____

COUNT(S) DISMISSED on motion of Government: the indictment

Special Conditions of Supervised Release/Probation

- | | |
|---|--|
| <input checked="" type="checkbox"/> report within 72 hours of release | <input type="checkbox"/> if job with fiduciary duties, report conviction to employer; self-employment with fiduciary duties only if p.o. oks |
| <input checked="" type="checkbox"/> no firearms or other dangerous weapons | <input type="checkbox"/> no major financial transactions unless p.o. oks (likewise new lines of credit or using current lines of credit) |
| <input checked="" type="checkbox"/> no illegal possession, use of controlled substances <u>std tests</u> | <input type="checkbox"/> financial disclosure; file all taxes |
| <input type="checkbox"/> community correction center for _____ | <input type="checkbox"/> attend to child support |
| <input type="checkbox"/> cooperate with I.N.S. | <input type="checkbox"/> cooperate with I.R.S. |
| <input type="checkbox"/> submit to search by p.o. | <input checked="" type="checkbox"/> DNA collection |
| <input type="checkbox"/> program of drug & alcohol testing and treatment as p.o. directs; no alcohol; pay cost of program as p.o. directs | <input type="checkbox"/> other: _____ |
| <input type="checkbox"/> no work at or patronizing taverns | |

FINE: \$ _____ on Count(s) _____.

Terms:

- ☒ Fine waived ~~or reduced~~ due to defendant's inability to pay.
- ☐ Interest on fine waived.
- ☐ Deft. to participate in FBP Inmates' Financial Responsibility Program

COSTS of incarceration, community confinement and supervision

- ☐ WAIVED
- ☐ IMPOSED

RESTITUTION: \$ _____ Payee: _____

Terms:

- ☐ Interest on restitution waived.
- ☐ Deft. to participate in FBP Inmates' Financial Responsibility Program

SPECIAL ASSESSMENT: \$ 100 on Count(s) _____.

- ☒ To be paid immediately.
- ☐ To be paid prior to close of business day.
- ☐ To be paid prior to expiration of this sentence.
- ☐ Other:

FORFEITURE:

CUSTODY STATUS:

- ☐ Defendant remanded to custody of U.S. Marshal.
- ☐ Execution of sentence stayed until _____
- ☒ Voluntary surrender to institution. *PO to notify*

☒ Defendant advised of right to appeal.

STATEMENT OF REASONS

☒ The Court adopts the factual findings and guideline application in the presentence report

or

☐ The Court adopts the factual findings and guideline application in the presentence report except:

Advisory Guideline Range Determined by the Court:

Total Offense Level:	<u>31</u>
Criminal History Category:	<u>II</u>
Imprisonment Range :	<u>121</u> to <u>151</u> months
Supervised Release Range:	<u> </u> to <u>3</u> years
(Probation Range:	<u> </u> to <u> </u> years)
Fine Range:	\$ <u>15,000</u> to \$ <u>1,000,000</u>

Restitution: \$ ☐ Full restitution is not ordered for the following reasons:

☐ The sentence is within the guideline range.

or

☐ The court departs from the guideline range

☐ Upon motion of the government, as a result of defendant's substantial assistance.

☐ For the following reason(s):

or

☒ The court imposes a non-guideline sentence under 18 U.S.C. § 3553(a).